No. 07-597
Vide 07-588, 07-589

Title	Utility Water Act Group, Petitioner v. Riverkeeper, Inc., et al.
Docketed	November 5, 2007
Lower Ct	United States Court of Appeals for the Second Circuit
Case Nos.	(04-6692ag - 04-6699ag)
Decision Date	January 25, 2007
Rehearing Denied	July 5, 2007
Questions Presented	

Date	Proceedings and Orders
Sep 20 2007	Application (07A257) to extend the time to file a petition for a writ of certiorari from October 3, 2007 to November 2, 2007, submitted to Justice Ginsburg.
Sep 25 2007	Application (07A257) granted by Justice Ginsburg extending the time to file until November 2, 2007.
Nov 2 2007	Petition for a writ of certiorari filed. (Response due December 5, 2007)
Nov 20 2007	Order extending time to file response to petition to and including February 1, 2008, for all respondents.
Nov 27 2007	Waiver of right of respondent Entergy Corporation to respond filed.
Nov 30 2007	Waiver of right of respondents PSEG Fossil LLC and PSEG Nuclear LLC to respond filed.
Dec 3 2007	Brief amicus curiae of Nuclear Energy Institute filed. VIDED
Dec 3 2007	Brief amici curiae of Cooling Water Intake Structure Coalition, et al. filed. VIDED
Dec 3 2007	Brief amici curiae of Nebraska, et al. filed. VIDED
Jan 15 2008	Order further extending time to file response to petition to and including February 29, 2008, for all respondents.
Feb 25 2008	Order further extending time to file response to petition to and including March 3, 2008.
Feb 29 2008	Brief of respondents Riverkeeper, Inc., et al. in opposition filed. VIDED
Mar 3 2008	Brief of Federal Respondents in opposition filed. VIDED
Mar 3 2008	Brief of respondents Rhode Island, et al. in opposition filed. VIDED (Distributed)
Mar 18 2008	Reply of petitioner Utility Water Act Group filed.
Mar 19 2008	DISTRIBUTED for Conference of April 11, 2008.
Apr 14 2008	Petition GRANTED and is consolidated with No. 07-588 and No. 07-589.

	limited to the following question: Whether Section 316(b) of the Clean Water Act, 33 U.S.C. 1326(b), authorizes the Environmental Protection Agency (EPA) to compare costs with benefits in determining the "best technology available for minimizing adverse environmental impact" at cooling water intake structures. A total of one hour is allotted for oral argument.
May 9 2008	The time within which to file the joint appendix and petitioners' briefs on the merits is extended to and including June 30, 2008. VIDED.
May 9 2008	The time within which to file respondents' briefs on the merits is extended to and including September 15, 2008. VIDED.
Jun 5 2008	The time within which to file the joint appendix and petitioners' briefs on the merits is further extended to and including July 14, 2008. VIDED.
Jun 5 2008	The time within which to file respondents' briefs on the merits is further extended to and including September 29, 2008. VIDED.
Jun 24 2008	Consent to the filing of amicus curiae briefs in support of either or neither party received from counsel for respondents Riverkeeper, Inc., et al. VIDED.
Jun 30 2008	Consent to the filing of amicus curiae briefs in support of either or neither party received from counsel for petitioners' in case Nos. 07-588, 07-589 & 07-597. VIDED.
Jul 11 2008	Consent to the filing of amicus curiae briefs in support of either or neither party received from counsel for the State respondents. VIDED.
Jul 14 2008	Joint appendix filed (statement of costs received). VIDED.
Jul 14 2008	Brief of petitioner Entergy Corp. and petitioners PSEG Fossil LLC, et al. filed. VIDED.
Jul 14 2008	Brief of respondents Environmental Protection Agency, et al. in support of petitioners filed. VIDED.
Jul 14 2008	Brief of petitioner Utility Water Act Group filed. VIDED.
Jul 18 2008	Brief amicus curiae of National Association of Home Builders filed. VIDED.
Jul 18 2008	Brief amicus curiae of Pacific Legal Foundation filed. VIDED.
Jul 21 2008	Brief amicus curiae of Nuclear Energy Institute filed. VIDED.
Jul 21 2008	Brief amicus curiae of American Petroleum Institute filed. VIDED.
Jul 21 2008	Brief amicus curiae of California Council for Environmental and Economic Balance filed. VIDED.
Jul 21 2008	Brief amici curiae of American Chemistry Council, et al. filed. VIDED.
Jul 21 2008	Brief amici curiae of Nebraska, et al. filed. VIDED.
Jul 21 2008	Brief amici curiae of AEI Center for Regulatory and Market Studies, et al. filed. VIDED.
Sep 8 2008	SET FOR ARGUMENT ON Tuesday, December 2, 2008.
Sep 12 2008	CIRCULATED.

Sep 23 2008	Motion for divided argument filed by the Solicitor General. VIDED.
Sep 29 2008	Brief of respondents State-Respondents filed. VIDED. (Distributed)
Sep 29 2008	Brief of respondents Riverkeeper, Inc., et al. filed. VIDED. (Distributed)
Oct 1 2008	Motion for divided argument filed by respondents Rhode Island, et al. VIDED.
Oct 6 2008	Brief amici curiae of Environment America, et al. filed. VIDED. (Distributed)
Oct 6 2008	Brief amici curiae of Commercial Fisherman of America, et al. filed. VIDED. (Distributed)
Oct 6 2008	Brief amicus curiae of OMB Watch filed. VIDED. (Distributed)
Oct 6 2008	Brief amici curiae of Economists, Frank Ackerman, et al. filed. VIDED. (Distributed)
Oct 6 2008	Brief amici curiae of Clean Air Task Force, et al. filed. VIDED. (Distributed)
Oct 6 2008	Brief amici curiae of National Wildlife Federation, and Sierra Club filed. (Distributed)
Oct 6 2008	Brief amici curiae of Voices of the Wetlands, et al. filed. VIDED. (Distributed)
Oct 6 2008	Brief amici curiae of Illinois, et al. filed. VIDED. (Distributed)
Oct 6 2008	Brief amici curiae of Environmental Law Professors filed. VIDED. (Distributed)
Oct 14 2008	Motion for divided argument filed by the Solicitor General GRANTED. VIDED.
Oct 14 2008	Motion for divided argument filed by respondents Rhode Island, et al. DENIED. VIDED.
Oct 28 2008	Reply of petitioner Utility Water Act Group filed. VIDED. (Distributed)
Oct 29 2008	Reply brief of respondents The Federal Parties in support of petitioners filed. VIDED. (Distributed)
Oct 29 2008	Reply of respondents Entergy Corp.,PSEG Fossil LLC and PSEG Nuclear LLC filed. VIDED. (Distributed)
Nov 18 2008	The Clerk has approved respondents' proposed lodging. Lodging consisting of six documents from the National Archives, received from counsel for respondents Riverkeeper, et al. VIDED. (Circulated)
Dec 2 2008	Argued. For Environmental Protection Agency, et al. in support of petitioners: Daryl Joseffer, Deputy Solicitor General, Department of Justice, Washington, D.C. For petitioners: Maureen E. Mahoney, Washington, D.C. For respondents: Richard J. Lazarus, Cambridge, Mass.